

SENATE BILL No. 303

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-33-49.

Synopsis: Marion superior court. Strikes a provision that allows a party to a Marion superior court proceeding that has been assigned to a magistrate to request that a judge of the superior court preside over the proceeding instead of the magistrate. Strikes a provision that limits the salary of the Marion superior court administrator to not more than 80% of the salary of a superior court judge.

Effective: July 1, 2005.

Clark

January 6, 2005, read first time and referred to Committee on Judiciary.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE BILL No. 303

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 33-33-49-32 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 32. (a) In addition to
3 the magistrate appointed under section 31 of this chapter, the judges of
4 the superior court may, by a vote of a majority of the judges, appoint
5 four (4) full-time magistrates under IC 33-23-5.

6 (b) Not more than two (2) of the magistrates appointed under this
7 section may be of the same political party.

8 (c) The magistrates continue in office until removed by the vote of
9 a majority of the judges of the court.

10 (d) A party to a superior court proceeding that has been assigned to
11 a magistrate appointed under this section may request that an elected
12 judge of the superior court preside over the proceeding instead of the
13 magistrate to whom the proceeding has been assigned. Upon a request
14 made under this subsection by either party, the magistrate to whom the
15 proceeding has been assigned shall transfer the proceeding back to the
16 superior court judge.

17 SECTION 2. IC 33-33-49-33 IS AMENDED TO READ AS



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1 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 33. (a) The executive
2 committee elected under section 14 of this chapter shall employ a court
3 administrator to administer the business activities of the court. A court
4 administrator is subject to rules of the court and oversight by the
5 executive committee.

6 (b) The salary of the court administrator shall be set by the
7 executive committee. ~~but may not be more than eighty percent (80%)~~
8 ~~of the salary of a superior court judge.~~

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